

Joseph N. Kravec, Jr. (*Admitted Pro Hac Vice*)  
SPECTER SPECTER EVANS  
& MANOGUE, P.C.  
The 26<sup>th</sup> Floor Koppers Building  
Pittsburgh, Pennsylvania 15219  
Tel: (412) 642-2300  
Fax: (412) 642-2309  
E-mail: [jnk@ssem.com](mailto:jnk@ssem.com)

Michael D. Braun (167416)  
BRAUN LAW GROUP, P.C.  
12304 Santa Monica Blvd., Suite 109  
Los Angeles, CA 90025  
Tel: (310) 442-7755  
Fax: (310) 442-7756  
E-mail: [service@braunlawgroup.com](mailto:service@braunlawgroup.com)

Ira Spiro (67641)  
SPIRO MOSS BARNES, LLP  
11377 West Olympic Blvd., Fifth Floor  
Los Angeles, CA 90064-1683  
Tel: (310) 235-2468  
Fax: (310) 235-2456  
E-mail: [ira@spiomoss.com](mailto:ira@spiomoss.com)

Janet Lindner Spielberg (221926)  
LAW OFFICES OF JANET  
LINDNER SPIELBERG  
12400 Wilshire Blvd., Suite 400  
Los Angeles, CA 90025  
Tel: (310) 392-8801  
Fax: (310) 278-5938  
E-mail: [jlspielberg@jlsplp.com](mailto:jlspielberg@jlsplp.com)

*Attorneys for Plaintiffs*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

SIDNEY SCHOLL and FELTON A.  
SPEARS, JR., on behalf of themselves and  
all others similarly situated,

Plaintiffs,

v.

WASHINGTON MUTUAL, INC.,  
a Washington corporation; WASHINGTON  
MUTUAL BANK, FA (aka WASHINGTON  
MUTUAL BANK); FIRST AMERICAN  
EAPPRAISEIT, a Delaware corporation;  
and LENDER'S SERVICE, INC.,

Defendants.

**CASE NO.: 5:08-CV-00868 (HRL)**

**CLASS ACTION**

**PROOF OF SERVICE OF NOTICE OF  
VOLUNTARY DISMISSAL OF  
DEFENDANT WASHINGTON MUTUAL,  
INC.**

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**PROOF OF SERVICE**

STATE OF CALIFORNIA )  
 )ss.:  
COUNTY OF LOS ANGELES )

I am employed in the county of Los Angeles, State of California, I am over the age of 18 and not a party to the within action; my business address is 12304 Santa Monica Boulevard, Suite 109, Los Angeles, CA 90025.

On May 1, 2008, using the Northern District of California’s Electronic Case Filing System, with the ECF ID registered to Michael D. Braun, I filed and served the document(s) described as:

**NOTICE OF VOLUNTARY DISMISSAL OF DEFENDANT  
WASHINGTON MUTUAL, INC.**

The ECF System is designed to automatically generate an e-mail message to all parties in the case, which constitutes service. According to the ECF/PACER system, for this case, the parties served are as follows:

- |                               |  |
|-------------------------------|--|
| Janet Lindner Spielberg, Esq. | jlspielberg@jlsplp.com                       |
| Joseph N. Kravec, Jr., Esq.   | jnk@ssem.com                                 |
| Ira Spiro, Esq.               | ira@spiromoss.com                            |
| Martin L. Fineman, Esq.       | martinfineman@dwt.com<br>edithshertz@dwt.com |
| Laura Jean Fowler, Esq.       | lfowler@mhalaw.com<br>ekastern@mhalaw.com    |
| Margaret Anne Keane, Esq.     | mkeane@dl.com                                |
| Robert J. Pfister, Esq.       | rpfister@stblaw.com<br>gdmiller@stblaw.com   |
| Stephen Michael Rummage, Esq. | steverummage@dwt.com<br>jeannecadley@dwt.com |
| Robert J. Pfister, Esq.       | rpfister@stblaw.com                          |

On May 1, 2008, I served the document(s) described as:

**NOTICE OF VOLUNTARY DISMISSAL OF DEFENDANT  
WASHINGTON MUTUAL, INC.**

by placing a true copy(ies) thereof enclosed in a sealed envelope(s) addressed as follows:

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///

1 Margaret A. Keane, Esq.  
2 Kris Man, Esq.  
3 DEWEY & LEBOEUF LLP  
4 One Embarcadero Center, Suite 400  
5 San Francisco, CA 94111  
6 Tel: (415) 951-1100  
7 Fax: (415) 951-1180

8 Kerry Ford Cunningham, Esq.  
9 Richard F. Hans, Esq.  
10 THACHER PROFFITT & WOOD LLP  
11 Two World Financial Center  
12 New York, NY 10281

13 Jonathan M Lloyd, Esq.  
14 DAVIS WRIGHT TREMAINE LLP  
15 1201 Third Avenue  
16 Suite 2200  
17 Seattle, WA 98101-3045

18 I served the above document(s) as follows:

19 BY MAIL. I am familiar with the firm's practice of collection and processing  
20 correspondence for mailing. Under that practice it would be deposited with U.S. postal service on  
21 that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of  
22 business. I am aware that on motion of the party served, service is presumed invalid if postal  
23 cancellation date or postage meter date is more than one day after date of deposit for mailing in an  
24 affidavit.

25 I am employed in the office of a member of the bar of this Court at whose direction the  
26 service was made.

27 I declare under penalty of perjury under the laws of the United States that the above is true  
28 and correct.

Executed on May 1, 2008, at Los Angeles, California 90025.

\_\_\_\_\_  
/S/ LEITZA MOLINAR  
Leitza Molinar